

PROB 12C  
(7/93)

**United States District Court**  
for  
**District of New Jersey**  
**Petition for Warrant or Summons for Offender Under Supervision**

Name of Offender: Allen Cadestin

Cr.: 04-00728-001

Name of Sentencing Judicial Officer: Honorable Harold A. Ackerman

Date of Original Sentence: 01/27/05

Original Offense: Conspiracy to Commit Wire Fraud

Original Sentence: 16 months imprisonment; 3 years supervised release; \$29,220.20 restitution; \$100 special assessment.  
Special conditions: financial disclosure, no new debt, and DNA collection.

Type of Supervision: Supervised Release

Date Supervision Commenced: 04/29/06

Assistant U.S. Attorney: Robert Andrew Kirsch, AUSA

Defense Attorney: Joseph R. Rubino, Esq.  
374 Millburn Ave., Millburn, NJ 07041

**PETITIONING THE COURT**

- ☐ To issue a warrant  
☒ To issue a summons

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1	<p>The offender has violated the supervision condition which states 'You shall not commit another federal, state, or local crime.'</p> <p>On March 5, 2007, Cadestin was arrested by the Newark, New Jersey Police Department after he was found to be in possession of a .357 Magnum handgun loaded with six (6) live rounds of ammunition. On July 13, 2007, in Essex County Superior Court, he was convicted of count one, unlawful possession of a weapon - handgun. He was sentenced to a three-year term of state probation.</p>
2	<p>The offender has violated the supervision condition which states 'You shall notify the probation officer within 72 hours of being arrested or questioned by a law enforcement officer.'</p> <p>Cadestin failed to notify the undersigned Probation Officer about the arrest detailed in Violation #1 within the allotted time period.</p>

I declare under penalty of perjury that the foregoing is true and correct.

By: Joseph Empirio  
U.S. Probation Officer  
Date: 09/17/07

*J. Empirio*

**THE COURT ORDERS:**

- ☒ The Issuance of a Summons. Date of Hearing: Nov. 20, 2007  
☐ The Issuance of a Warrant  
☐ No Action  
☐ Other

*at 11:30 AM*

*Harold A. Ackerman*  
Signature of Judicial Officer

11-7-07

Date